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9 Attorney for Defendants  
10 James D. Noland, *et al*

11 UNITED STATES DISTRICT COURT  
12 FOR THE DISTRICT OF ARIZONA  
13

14 Federal Trade Commission,  
15 Plaintiff,  
16  
17 vs.  
18 James D. Noland, Jr., et al.,  
19 Defendants.

Case No. 2:20-cv-00047-PHX-DWL

20 **DEFENDANTS' NOTICE OF APPEAL**

21 Notice is hereby given that Individual Defendants Jay Noland, Lina Noland,  
22 Scott Harris, and Thomas Sacca ("Individual Defendants") appeal to the United States  
23 Court of Appeals for the Ninth Circuit from this Court's Orders in this case and in  
24 Case No. 2:00-cv-02260, which was consolidated for trial with the instant case. Doc.  
25 516. Individual Defendants appeal the following orders:

- 26 • January 13, 2020 (Doc.13) Order Granting Temporary Restraining Order  
27 ("TRO"), Asset Freeze, Other Equitable Relief, And An Order To Show  
28 Cause Why A Preliminary Injunction Should Not Issue Against Individual  
Defendants and Corporate Defendants

- 1 • February 28, 2020 (Doc. 109) Order Granting Motion for Preliminary  
2 Injunction
- 3 • August 30, 2021 (Doc. 401) Order Granting FTC's Motion for Sanctions
- 4 • September 9, 2021 (Doc. 406) Order Granting FTC's Motion for Summary  
5 Judgment on Liability
- 6 • September 23, 2021 (Doc. 409) Order Granting FTC Motion for Preliminary  
7 Injunction and Denying Defendants Motion to Dissolve Preliminary Injunction  
8 and stay or Dismiss Sec. 13(b) Proceedings
- 9 • February 17, 2022 (Doc. 473) Order Denying Defendants Motion to Represent  
10 the Corporate Defendants
- 11 • March 28, 2022 (Doc. 489) Order Denying Motion for Relief Pursuant to Rule  
12 54(b)
- 13 • May 15, 2022 (Doc. 136-Contempt Docket) Order Denying Motion to Dismiss  
14 Contempt Charge
- 15 • June 29, 2022 (Doc. 509) Order Denying Defendants' Motion for Exclusion  
16 of Monetary Remedies
- 17 • September 18, 2023 (Doc. 591) Final Order of Permanent Injunction and  
18 Monetary Judgment as to Success By Media LLC and Success By Media  
19 Holdings Inc.\*
- 20 • September 18, 2023 (Doc. 592) Final Order of Permanent Injunction and  
21 Monetary Judgment as to Defendants James D. Noland, Jr., Lina Noland, Scott  
22 Harris, and Thomas G. Sacca.
- 23 • September 18, 2023 (Doc. 593) Final Order Of Permanent Injunction And  
24 Monetary Judgment As To Defendants James D. Noland, Jr., Lina Noland,  
25 Scott Harris, And Thomas G. Sacca
- 26 • September 18, 2023 (Doc. 596) Judgment as to Contempt Defendants and  
27 Individual and Corporate Defendants

28 Dated: November 17, 2023.

Very respectfully,

COCHELL LAW FIRM P.C.

By: /s/ Stephen R. Cochell

Stephen R. Cochell

Attorneys for DEFENDANTS

James D. Noland, et al.

\*Appeal of this Order is contingent on prevailing on appeal of the trial court's denial of Defendants' Motion to Represent the Corporate Defendants (Dkt. 473).

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument, has been served on this 17th day of November, 2023 upon all counsel of record by email, facsimile, by regular mail or pursuant to the Court's ECF system.

/s/ Stephen R. Cochell

Stephen R. Cochell

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